

App F IX 4

Previous References

MC 78 47 (9.10)

Later References

B

20149 (MC) 1948-49
P=15
L

File No 107-48

Serial Nos 15, 16

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for

Jan 1949

SUBJECT

Grant of margin land measuring 567 Sq yards to Sri B N Gupta, which is adjoining his site in Thayappas layout Bangalore City

To The Ml Commr, B City (through the Presdt)

" Comptroller to Govt

G O No L 8104-5/D 17-1-49

Sanctions

hsg

From the Municipal Council Bangalore city
A 7 C 1227 dated 2-12-47

states that the Municipal Council has at its meeting dated 28-11-47 approved the recommendation of the Municipal Commissioner that having consideration for the average rate of sale of the sites in the Kalsipalyam layout, which works out to Rs 28-120- per sq yard, a rate of Rs 30- per sq yard may be fixed for the land to be granted to Mr B N Gupta -

1) In this office letter no 10606
III 78-47-10

Ref R)

dated 6-11-47- the Municipal Commissioner was informed that it was not desirable to grant the site in Thayappa's layout to Mr B Gupta, at Rs 25- per sq yard, while the market value of the land in the neighbourhood varied between Rs 35 to Rs 40- per sq yard

Ref A

2 Reference is invited to the Municipal Commissioner's report of June, 1947- intimating that the market value of this site is about Rs 35 to Rs 40- per sq yard

P-1)

3) It is ~~now~~ reported that the Municipal Council, has now resolved to grant the above site to Mr B N Gupta, at a rate of Rs 30- per sq yard- on the ground that the average rate of sale of the sites in the new Kalsipalyam layout works out

63H/RA

2913
JUL

Continuation Sheet

File No
Current No

of

Page

6) B 28-120- per square yard

4) The above resolution is submitted to Gal,
~~Regulation~~ for information

10/1/47 ^{10/1/47} ^{10/1/47} 5) Pl put up also ml 88-43- (63-64,130)
& extracts of the discussions on
this subject at the R-A Lessons
of June 1947. These ^{previous} references are
necessary for an appreciation of the
stand taken by the M.C. and

for
12/1/47

6) The Collection ML 88-43-130- is
put in

(7) A copy of the R A proceedings will be
obtained from the R A office
→ Please send a notification to the Genl
Records

19/1/47 ^{19/1/47} ^{19/1/47} 8) A request may be sent
to the office of the Reg, Mysore
therefore, the facts of the case
may be summarized

9) A copy of the above proceedings ^{as follows}
may please be sent

Mr. LKAT

R A office)

22/12/47 ^{22/12/47}

10) A copy of the proceedings
11th Day (Page 1421-1424) wherein the
WD 06877-GPB-5000-9847
reference is made to the subject matter,
is being
22/12/47 B. M. (S)

2913
all

11) Reference is made to pages 421 to 426 of the
R A Proceedings, put up

12) The point for orders is noted at para 3 of the
notes above

P₂
4-1-48 13) A brief note on the facts of
the case is necessary setting
background. for
10/1/48

14) ^{on 28-12-43} ~~the year 1944~~ the Bangalore City Municipal
Council had resolved that to grant an extent of

527 sq Yards of ^{municipal} ~~land~~ margin land in

Tap A) Grant of Mr Gupta's site in the Kumbavagundi Road at
an upset price of Rs 6-8-0 per sq Yard - to Mr
B or Gupta. Municipal Committee

15) The Government Architect - who was consulted in
the matter, pointed out that the grant of this margin
land to Mr Gupta would not fit in with the
Layout of the area and he suggested certain
modifications in the plan

- 16 Subsequently Mr. Gupta withdrew his application for the margin land and the further pursuit of the question was therefore dropped

B.

- 17 In April 1947 the City Municipal Council again resolved that the margin land measuring 567 sq. yards in the T. Nayappa's Layout may be granted to Mr. Gupta - at Rs 25/- per sq. yard leaving ^a footpath 20 feet wide

7

- 18 After a detailed examination of the question, in this office letter No. L10606/M 78-47-10 dated 6-15-47, it was pointed out that the market value of the land in the neighbourhood varies between Rs 35 to Rs 40/- per square yard and orders were issued directing that the site in question may be granted to Mr. Gupta, at the market value in the locality.

This R)

- 19) Reference is made to pages 421 to 426 of the R A proceedings of June, 1947 - relating to the discussion of the above question in reply to the questions in this behalf, Government have stated

That very recently many sites have been auctioned in that area and that they have fetched more than Rs 55- per Square yard" and that the ^{in question} site would fetch Rs 35 to 40 if sold in public auction.

20) It is now reported that the City Municipal Council has, at its meeting held on 28-11-47, again resolved to grant the above site to Mr B N Gupta, at a rate of Rs 30- per sq yard, on the ground that the average rate of sale of the sites in the New Kadasipalyam Layout works out to Rs 28-12-0- per Square yard.

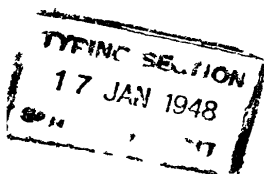
21) The Municipal Commissioner has submitted the above resolution of the Municipal Council for the information of Government.

22) The cost of 527 sq yds at Rs 30 per sq yds works out to Rs 527 x 30 = 15810

Does not this require the final sanction of Govt under Sec 41 (2) of the M.A. Act 1937? Pl enquire for 15/1/48

23) A draft letter is put up

24) Issue 16/1/48



2913
 54797

To

The Municipal Council Bangalore city

12822 d 23-1-45

Walls for further information

From the Municipal Council Bangalore city

C1226 d 7-2-45

Sus A,
 Mr B

states that the margin land in question

was granted to Mr B or Gupta in accordance with his office letter no d 10606/M 28-47-10 dated 6-11-47 - directing the Municipality to grant the land to Mr Gupta at the market value existing in the locality

25) The proposal in para 20 is for orders

26) Some more clarification appears to be necessary. In June 1947 the Municipal Council stated that the market value of the sites in the locality was between Rs 35 and 40/- per Sq. yd. and it is now reported that the average value is Rs 28/12. It is not clear if in the meanwhile the values have come down.

Rs 25-2-45 27) The facts of the case have been set forth in para 14 to 21 of the notes supra. The land in question has been sold

to un further at Rs 30/100
by 4/5

28) The direction issued in para
L 10806/1 and 7 & 47-10 dated
6/11/47 was to the effect that the
land may be granted to un further
at the market rate existing in the
locality. It has now been found at
Rs 30/100 by 4/5 after a consideration
all the cases of the case. This is above
the market rate of Rs 28/100 per
yard. This may be approved, as the
cost of the site and exceeds Rs 2000
under sec 41 (2) of the City of Mumbai
Act 1933

29) In this connection kind references
made to the discussion with
interpellation (short notice given) moved
at the R a session of June 1947
(Pages 424 to 426 of the proceedings
put up)

now by 2/1/48

Clac
-13

30)

As indicated in para 26 supra there is real discrepancy in the market value of such sites in the locality as intimated by the Comr in June 1947 and as now intimated. In the former case it was between Rs 35 & 40 & now it in the latter case the average rate is said to be Rs 28-12-0. So the value of the land has been fixed at Rs 30/- p sq. yd and ~~is~~ already granted.

31)

Previously it ^{had been} ~~was~~ resolved to grant the land to Mr. Gupta at Rs 25 per sq. yard. But in this office order of 6.11.47 (fl R) it was specifically ordered to grant the land at the reported market value of Rs 35 to 40 per sq. yard. But the Municipal Comr has

10

MC 4797
47-48

Grant please to be BOM
Fupta in they appear anyone
in Bhumad

33) Submitted with a draft GCE
for approval or other orders

For
17 12-48

Issued

Am
17/1/49

Issued memo L 8104-5/MC

107-618-16 & 17-1-49

B

For
20/1/49

BANGALORE CITY MUNICIPALITY

No A7 C 1236/46-47

Encl 1

FROM

MUNICIPAL OFFICES,
BANGALORE CITY

Dated 2nd Dec 1947

SAFI DARASHAH, Esq, B A,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

To

Syed Abdul Aleem, Esq, B A,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

Subject - Grant of Margin land measuring 567 sq yards
to Mr B N Gupta in Thayappa's layout

SIR,

With reference to your letter No L 10606-11 78-47-10 dated

6-11-1947 on the above subject, I have the honour to state that the Municipal Council have at their meeting held on 28-11-1947 approved the recommendation of the Municipal Commissioner that having consideration for the average rate of sale of the sites in the New Palasibalyam layout which works out to Rs 28-12-0 per square yard, a rate of Rs 30/- per sq yard may be fixed for the land to be granted to Mr B N Gupta adjoining his site in Thayappa's layout

A copy of the said resolution of the Municipal Council is herewith enclosed for favour of information

I have the honour to be,
Sir,
Your most obedient servant,

Municipal Commissioner

Forwarded with compliments

Honorary President

hsr/-

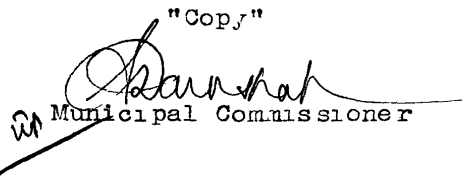
Proceedings of the meeting of the Bangalore City Municipal Council dated 28-11-1947

Addl 20 Letter No L 10606/M 78-47-10 dated 6-11-1947 from the Revenue Secretary to Government regarding the grant of margin land to Mr B N Gupta adjoining his site in Thayappa's layout Also Commissioner's recommendation that a rate of Rs 30/- per square yard may be fixed

Resolution - Commissioner's recommendation is approved

Sd/- A J Khaleel,
President

"Copy"


Municipal Commissioner

$$\begin{array}{r}
 440 \\
 537 \times 29 \\
 \hline
 4833 \\
 1074 \\
 \hline
 15573
 \end{array}$$

$$\begin{array}{r}
 6 \quad 567 \times 29 \\
 \hline
 5703 \\
 1134 \\
 \hline
 16443 \\
 \hline
 142 \\
 \hline
 16301
 \end{array}$$

5

To 1.12.22
23.1.48
The Municipal Commissioner
Bangalore City

Subj - Grant of mortgage measuring
569 Sq Yards to Mr B N Gupte in
Thayathra's Layout

Sir,

With reference to the Correspondence
ending with your letter no AY C 1226
46-47
dated 2-12-47 - forwarding for the
information of the Govt a copy of the
Resolution dated 28-11-47 of the City
Municipal Council on the above subject &
can directed to ~~forward~~ ^{state} that the
cost of 5 ~~sq~~ Sq Yards of the site

4

in question, at Rs 30. per Sq. Yard works
and to Rs 15,810-

Whether the above proposal does not
require formal sanction of the Govt. under
Section 41 (2) of the City Municipalities Act
may be made clear
the favor of an immediate reply
requested

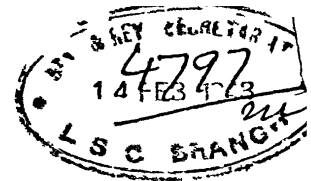
I have been
for
for Revenue Dept

B.
16-11-1918

5

Inh 107-48

BANGALORE CITY MUNICIPALITY



No A7 C 1226/46-47

MUNICIPAL OFFICES,
BANGALORE CITY

Encl

Dated 7th Feb 1948

FROM

SAFI DARASHAH, Esq, B A,
MUNICIPAL COMMISSIONER,
BANGALORE CITY

Handwritten signature and initials

To

Syed Abdul Aleem, Esq, B A,
Secretary to the Government of Mysore,
Revenue Department, Bangalore

Handwritten signature and stamp of the Government of Mysore, Revenue Department.

SIR, Subject - Grant of margin land measuring 567 sq yards
to Mr B N Gupta in Thayappa's layout

With reference to your letter No L 12822 dated 23-1-1948
on the above subject, I have the honour to state that the margin
land in question was granted to Mr B N Gupta at Rs 30/- per sq yard
in accordance with the order of Government communicated in your
letter No L 10606/M1 78-47-10 dated 6-11-1947 directing the
Municipality to grant the land to Mr B N Gupta at the market value
existing in the locality The average rate of the sale of the sites
in the New Kalasipalyam layout works out to Rs 28-12-0 per sq yard
Accordingly a rate of Rs 30/- per sq yard was fixed and the land
granted as stated above

Plag 2)

I have the honour to be,
Sir,
Your most obedient servant,

Handwritten signature of Safi Darashah
Municipal Commissioner

hsr/-

G R S App F VI—G 2]

SUBJECT

✓

Diary No of letter replied to

4797

General and Revenue Secretariat

the

194

Date of issue

17-1-1949

Signed by

Sd/- R Rao

May this be—

- (i) printed?
- (ii) treated as a Standing Order?
- (iii) published in the Gazette
English Part?
- (iv) translated?
- (v) placed at the disposal of the Press?
- (vi) published in the Gazette
Kannada Part?

Section

File No

Serial No

Proceedings of the Government of
His Highness the Maharaja of Mysore

Read—

Correspondence ending
with letter No A 7C1226/46-47
dated the 7th February
1948 from the Municipal
Commissioner, Bangalore
City, requesting sanction
~~Order thereon. No~~
of Government to the
resolution of the Municipal
Council dated the 28th
November 1947 approving
of the proposal to ^{the} ~~the~~ ^{the} ~~the~~
of margin land measuring
567 sq. yards to Sri B N
Gupta, (adjoining his

site in Tharayappas Lay out
Bangalore City, at the rate of Rs 30/-
Rupees thirty only) per square yard
and add that the land has already been granted
to him as stated above

Genl. 8104-S
17-1-49

Under Section 41 (2) of the
Mysore City Municipalities Act
1933, the ^{above} resolution of the Municipal
Municipal Council is sanctioned

for
for Secy to Govt -
for General Dept -
17-12-48
List of Enclosures

To

The Municipal Commr
Bangalore City (Kno the
Pdt)
The Comptroller to Govt -
Examined by

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

RFAD -

Correspondence ending with letter No A7 C 1226/45-47 dated the 7th February 1948 from the Municipal Commissioner, Bangalore City, requesting sanction of Government to the resolution of the Municipal Council dated the 28th November 1947 approving of the proposal to the grant of margin land measuring 567 sq-yds to Sri B N Gupta, ^{which is} adjoining his site in Thayappa's Layout, Bangalore City, at the rate of Rs 30/- (Rupees thirty only) per sq yd and adding that the land has already been granted to him as stated above

ORDER NO 28104-5 ¹⁰⁷⁻⁴⁸ 16

Dated, Bangalore, the 17-1-49

Under Section 41(2) of the Mysore City Municipalities Act 1933, the above resolution of the Bangalore City Municipal Council is sanctioned

To

for General Secretary to Government
100V
The Municipal Commissioner, Bangalore City, through
the President
• Comptroller to Government